

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

NAS SURETY GROUP,

Plaintiff,

Hon. Richard Alan Enslen

v.

Case No. 1:06-cv-00818

COOPER INSURANCE CENTER,
INC., et al.,

Defendants.

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REPORT AND RECOMMENDATION

A final pretrial conference was held before the undersigned on March 25, 2008, at the request of the Honorable Richard Alan Enslen. At the conference, Plaintiff agreed that it is only pursuing Counts 3 and 4 of the Complaint at this time. Pursuant to 28 U.S.C. § 636(b)(1)(B), allowing magistrate judges to submit proposed findings of fact and recommendations for disposition, I hereby recommend that Counts 1 and 2 of Plaintiff's Complaint be dismissed without prejudice.

Respectfully submitted,

Date: March 25, 2008

/s/ Ellen S. Carmody
ELLEN S. CARMODY
United States Magistrate Judge

OBJECTIONS to this Report and Recommendation must be filed with the Clerk of Court within ten (10) days of the date of service of this notice. 28 U.S.C. § 636(b)(1)(C). Failure to file objections within the specified time waives the right to appeal the District Court's order. *Thomas v. Arn*, 474 U.S. 140, 155 (1985); *United States v. Walters*, 638 F.2d 947, 949-50 (6th Cir. 1981).